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TO

Confirm certain Provisional Orders of the Local Government Board for Ireland relating to the township of Rathmines and Rathgar, and to the towns of Tralee and Warrenpoint. A.D. 1883.

WHEREAS the Local Government Board for Ireland have made the Provisional Orders set forth in the Schedule hereunto annexed, under the provisions of the Public Health (Ireland) Act, 1878: 41 & 42 Vict. c. 52.

5 And whereas it is requisite that the said Orders should be confirmed by Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and  
10 by the authority of the same, as follows:

1. The Orders set out in the Schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force. The Provisional Orders in Schedule confirmed.

15 2. This Act may be cited as the Local Government Board (Ireland) Provisional Orders Confirmation (Rathmines, &c.) Act, 1883. Short title.

A.D. 1863.

## SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.  
RATHMINES AND RATHGAR TOWNSHIP.*Provisional Order.*

WHEREAS the Rathmines and Rathgar Improvement Commissioners, 5  
herein-after referred to as the Commissioners, being the Urban Sanitary  
Authority of the Urban Sanitary District consisting of the Rathmines and  
Rathgar Township, in the County of Dublin, are about to purchase the premises  
herein-after described for the purpose of widening, enlarging, and improving a  
Street in the said District: 10

And whereas the Commissioners have presented a Petition under their Seal  
to the Local Government Board for Ireland in pursuance of the Public Health  
(Ireland) Act, 1878, praying that they, as such Urban Sanitary Authority, may  
be allowed to put in force the powers of the Lands Clauses Acts with respect  
to the purchase and taking of lands otherwise than by agreement with reference 15  
to certain lands and premises therein described, including the said premises  
which the Commissioners are about to purchase for the purpose of widening,  
enlarging, and improving the said street:

And whereas the Commissioners have deposited in the office of the Local  
Government Board for Ireland in Dublin plans and a book of reference referring 20  
thereto, herein-after referred to as the deposited plans and book of reference,  
showing the lands and premises mentioned in the said petition, including the  
premises required for the purpose of widening, enlarging, and improving the  
said street, which said premises are therein marked and distinguished by the  
letter A.: 25

And whereas all advertisements and notices required by the Public Health  
(Ireland) Act, 1878, having been previously duly published, served, and given,  
the Local Government Board for Ireland have caused a local inquiry to be made  
as to the propriety of assenting to the prayer of the said petition, and it appears  
to the said Board to be proper to assent thereto, so far as relates to the premises 30  
required for the purposes of the said street, and herein-after described:

It is ordered by the Local Government Board for Ireland as follows:

1. From and after the time of the confirmation of this Order by Parliament,  
the Commissioners shall be empowered to put in force the provisions  
of the Lands Clauses Acts with respect to the purchase and taking of 35  
lands otherwise than by agreement with reference to the lands and

*Compulsory  
powers to take  
lands, &c.*

premises following:—"The triangular piece of land, with the houses, A.D. 1883.  
 "sheds, and out-offices thereon, situate at Ranelagh, and lying between  
 "Ranelagh Road and the railway bridge crossing the end of Charleston  
 "Road, bounded on all sides by the tramway lines of the Dublin  
 5 "United Tramways Company (Limited), containing about 20 perches,  
 "and situated in the Parish of Saint Peter, Barony of Uppercross,  
 "Rathmines and Rathgar Township, and County of Dublin," which  
 said premises are marked and distinguished by the letter A. in the said  
 deposited plans and book of reference.

- 10 2. In this Order the expression the Lands Clauses Acts means the Lands  
 Clauses Consolidation Act, 1845, as the same is amended by the Lands  
 Clauses Consolidation Act, 1860, the Railways Act (Ireland), 1851, the  
 Railways Act (Ireland), 1860, the Railways Act (Ireland), 1864, and the  
 Railways Traverse Act.

*Definition of  
Lands Clauses  
Acts.*

- 15 3. The powers of compulsory purchase conferred by this Order shall not be  
 exercised after the expiration of three years from the time of the  
 confirmation of this Order by Parliament.

*Limit of time  
for exercise of  
compulsory  
powers.*

4. This Order may be cited and referred to for all purposes as the Rathmines  
 and Rathgar Provisional Order, 1883.

*Short title of  
Order.*

- 20 Given under our hands and seal of office, this twenty-fourth day of  
 April, one thousand eight hundred and eighty-three.

(Signed) HENRY ROBINSON.  
 CHARLES CROKER-KING.  
 GEORGE MORRIS.

## 25 THE LOCAL GOVERNMENT BOARD FOR IRELAND.

### TOWN OF TRALEE.

#### *Provisional Order.*

- WHEREAS at the time of the confirmation of the Provisional Order herein-  
 after mentioned, the Statute of the 9th George IV., chapter 82, intitled "An  
 30 Act to make provision for the lighting, cleansing, and watching of Cities, Towns  
 Corporate, and Market Towns in Ireland, in certain cases," was in force in the  
 Town of Tralee, in the County Kerry, and the Commissioners of the Town of  
 Tralee, appointed under the provisions of the said Act, were the Urban Sanitary  
 Authority of the Urban Sanitary District consisting of the said Town.

*9th George IV.  
c. 82.*

- 35 And whereas by "The Town of Tralee Provisional Order, 1880," it was  
 ordered that from and after the time of the confirmation of the said Order by  
 Parliament, all jurisdiction, power, and authority with respect to roads, bridges,  
 footpaths, and public works (except public works chargeable to the County at  
 large) within the said Sanitary District, then vested in the grand jury of the

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A.D. 1883. County of Kerry under any Act or Acts, should be transferred from the said grand jury to the said Urban Sanitary Authority. And it was further ordered that to enable the said Town Commissioners to defray the expenses consequent upon, and incident to, such transfer of authority, it should be lawful for the said Town Commissioners to assess, levy, and raise, in addition to the Town Rates 5 which the said Commissioners were then empowered to raise and levy, a rate sufficient for the purpose of defraying such expenses not exceeding two shillings in the pound of rateable value, the said rate to be leviable along with the said Town Rates, and to be (for the purpose of being assessed, raised, and levied) an addition to the general Town Rate. 10

And whereas the said Provisional Order was confirmed by Parliament by the Statute 43rd & 44th Vict. c. 38, (Local) intitled "The Local Government Board (Ireland) Provisional Orders Confirmation (Ballinasloe, &c.) Act, 1880."

And whereas The Towns Improvement (Ireland) Act, 1854, was adopted and put in force in the said Town of Tralee on the 16th of June, 1882, and Town Commissioners have been elected for the said Town, in pursuance of the said Act, and the said Act of the 9th George IV., chapter 82, has ceased to be in force in the said Town and the Rates described in the said Provisional Order as Town Rates have ceased to be raised and levied. 15

And whereas the Town Commissioners of the said Town of Tralee, elected in pursuance of the Towns Improvement (Ireland) Act, 1854, are now the Urban Sanitary Authority of the Urban Sanitary District consisting of the said Town, and have made an application under their Seal to the Local Government Board for Ireland for a Provisional Order, in pursuance of the Public Health (Ireland) Act, 1878, section 214, sub-section (5), to amend the said Act of the 43rd & 44th Vict. chapter 38 (Local) by providing that the Commissioners elected under the said Towns Improvement (Ireland) Act, 1854, may be substituted for the Town Commissioners mentioned in the said Order, and that the general assessments made under the Towns Improvement (Ireland) Act, 1854, may be substituted for the Town Rates mentioned in the said Order. 20 25 30

And whereas all advertisements and notices required by the said Public Health (Ireland) Act, 1878, having been previously duly published and given, the Local Government Board for Ireland have caused a local inquiry to be made with respect to the said application, and are satisfied as to the propriety of making the Provisional Order sought for. 35

Substitution of the existing Urban Sanitary Authority for the Town Commissioners under the 9th George IV. c. 82.

It is ordered by the Local Government Board for Ireland as follows:

1. From and after the time of the confirmation of this Order by Parliament the words "The Urban Sanitary Authority" used in the Town of Tralee Provisional Order, 1880, shall extend to and include the Urban Sanitary Authority consisting of the Town Commissioners of the Town of Tralee, elected in pursuance of The Towns Improvement (Ireland) Act, 1854, and the words "The Clerk of the Town Commissioners" used in the said Provisional Order shall extend to and include the Clerk of the Town Commissioners of the said Town, elected in pursuance of the said last-mentioned Act. 40 45

2. From and after the time of the confirmation of this Order by Parliament, the words "Town Rates" in the said Provisional Order shall extend to and include general assessments made in pursuance of the Towns Improvement (Ireland) Act, 1854, and in order to enable the said Urban Sanitary Authority of the Town of Tralee to defray the expenses consequent upon and incident to the transfer of authority provided for and ordered by the said Provisional Order, it shall be lawful for the said Urban Sanitary Authority, and they are hereby empowered in lieu of and in substitution for the rate which the Town Commissioners were empowered by the said Provisional Order to raise and levy, to assess, raise, and levy from time to time, in addition to the general assessment rate which the Commissioners are empowered to raise and levy by the said Towns Improvement (Ireland) Act, 1854, a rate to be called the "Provisional Order Rate," and of which a separate account shall be kept, which shall not in any one year exceed two shillings in the pound of the rateable value of rated premises. And the provisions of the said Towns Improvement (Ireland) Act, 1854, with respect to general assessments under the said Act, relating to the assessment of, objecting to, levying and enforcing payment of, and liability to pay general assessments under the said Act, shall apply to the "Provisional Order Rate" to be levied and raised in pursuance of this Order.

A.D. 1883.

Substitution  
of General  
Assessments  
under the  
17th & 18th  
Vict. c. 103,  
for Town Rates  
under the  
2nd George IV.  
c. 82.

3. This Order may be cited and referred to for all purposes as "The Town of Tralee Provisional Order, 1883."

Short title of  
Order.

Sealed with our Seal, this twenty-first day of April, in the year of Our Lord, One thousand eight hundred and eighty-three.

(Signed)

HENRY ROBINSON.

CHARLES CROKER-KING.

GEORGE MORRIS.

## THE LOCAL GOVERNMENT BOARD FOR IRELAND.

## TOWN AND DISTRICT OF WARRENPOINT.

*Provisional Order.*

WHEREAS the "Towns Improvement (Ireland) Act, 1854," has been adopted, and is in force in the Town of Warrenpoint, and in a certain district adjoining thereto, situated in the County Down:

17 & 18 Vict.  
c. 103.

And whereas the number of the inhabitants of the said town and district being less than six thousand, the Town Commissioners of the said town and district, elected in pursuance of the said Act, have presented a petition to the Local Government Board for Ireland, in pursuance of the provisions of the seventh section of the Public Health (Ireland) Act, 1878, praying for a Provisional

41 & 42 Vict.  
c. 32, sec. 7.

A.D. 1883. Order to separate the said town and district from the Rural Sanitary District consisting of the Newry Poor Law Union, and to constitute the said town and district of Warrenpoint an Urban Sanitary District:

And whereas public notice of the purport of the proposed Order having been duly given by advertisement in the manner provided by the said Public Health (Ireland) Act, 1878, no objection has been made thereto, and the Guardians of the Poor of the Newry Union have approved of the said proposed Order:

And whereas the Local Government Board for Ireland have inquired into and considered the matter of the said petition, and it appears to the said Board to be proper to comply with the prayer thereof:

It is ordered by the Local Government for Ireland as follows:

1. From and after the time when this Order shall be confirmed by Act of Parliament, the said Town and District of Warrenpoint shall be separated from the Rural Sanitary District consisting of the Newry Poor Law Union, and thenceforth the said Town and District of Warrenpoint shall constitute an Urban Sanitary District, subject to all the provisions of the Public Health (Ireland) Act, 1878, of the Public Health (Ireland) Amendment Act, 1879, and of all other Acts affecting Urban Sanitary Districts.

2. This Order may be cited and referred to for all purposes as the "Warrenpoint Provisional Order, 1883."

Given under our Hands and Seal of office, this Twenty-first day of April, One thousand eight hundred and eighty-three.

(Signed) HENRY ROBINSON.  
CHARLES CROKER-KING.  
GEORGE MORRIS.